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8 Attorneys for Plaintiff
9 Google LLC

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION
13

14 Google LLC,
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16 Plaintiff,
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18 v.
19 Nche Noel Ntse,
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21 Defendant.
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Case No. 5:22-cv-02244

**DECLARATION OF JOSEPH D. MORNIN IN
SUPPORT OF PLAINTIFF'S MOTION TO
AUTHORIZE ALTERNATIVE SERVICE**

1 I, Joseph D. Mornin, declare as follows:

2 1. I am an attorney with the law firm Cooley LLP and counsel for Plaintiff Google
3 LLC. I submit this declaration based on personal knowledge and following reasonable
4 investigation. If called as a witness, I could testify competently to the truth of each statement.

5 2. I am familiar with Google's investigation into Defendant's identity, location, and
6 activities. I have reviewed materials related to this investigation, and I have discussed this
7 investigation with the Google employees who conducted it.

8 **Google has identified email addresses that Defendant used recently.**

9 3. As set forth in Google's Complaint, Defendant Nche Noel Ntse is a Cameroon-
10 based scammer who controls a network of websites and Google accounts that Defendant uses to
11 defraud unsuspecting and vulnerable American victims. Compl., ECF No. 1 ¶¶ 1, 32, 35. For
12 example, Defendant ran (and continues to run) multiple websites that purport to sell adorable
13 puppies, including familybassethoundhome[.]com, jerrysbassethoundhome[.]com,
14 maltipoofarmhome[.]com, and emilypuppyfarm[.]com. *Id.* ¶¶ 28–33. In reality, Defendant does
15 not sell puppies (or any other actual items); instead, Defendant uses the websites and Google
16 accounts to run multiple non-delivery scams where victims send money and receive nothing in
17 return. *Id.* ¶¶ 2, 26, 34. Defendant's conduct violate Google's Terms of Service and other
18 policies, including the Gmail Program Policies, the Google Voice Terms of Service, and the
19 Google Voice Acceptable Use Policy. *Id.* ¶¶ 3, 17–22, 36.

20 4. Google learned of Defendant's fraudulent activities through a report from AARP,
21 which indicated that Defendant used Gmail accounts, including
22 familyhomebassethound@gmail[.]com, to conduct a puppy non-delivery scam. A true and correct
23 copy of AARP's report is attached as **Exhibit 1**.¹

24 5. To identify Defendant, Google analyzed its internal records and located other
25 Google accounts related to familyhomebassethound@gmail[.]com ("Gmail Account A"), based
26 on shared phone numbers, recovery email addresses, and/or account creation IP addresses. These
27

28 ¹ AARP's report also contains information about incidents that are not related to Defendant's fraudulent activities. That unrelated information is redacted here.

related accounts include jurgenfernandez7@gmail[.]com (“Gmail Account B”) and odgablif420@gmail[.]com (“Gmail Account C”). True and correct copies of Google’s subscriber records for these accounts are attached as **Exhibits 2, 3 & 4**.

6. Defendant has used these Gmail accounts to carry out the fraudulent scheme: Defendant used Gmail Account A to defraud a US-based victim, and Defendant used Gmail Accounts B and C to operate the network of websites described in the Complaint. ECF No. 1 ¶¶ 1–38.

7. Defendant has used each of these email addresses within the last several months. For example, the most recent login dates are:

- Gmail Account C: April 3, 2022. Ex. 4 at 1–2.
- Gmail Account B: March 13, 2022. Ex. 3 at 1.
- Gmail Account A: September 19, 2021. Ex. 2 at 1–2.²

8. Accordingly, Defendant can likely be reached through each of these email addresses.

Google has identified a phone number that Defendant recently used.

9. Both Gmail Account B and Gmail Account C use the Cameroonian phone number +237-672259156 as the SMS recovery number, and Gmail Account B used this phone number for account verification purposes on January 27, 2022. Exs. 3 at 1; 4 at 1, 3.

10. Accordingly, Defendant can likely be reached via text message at this phone number.

Google has determined that Defendant is based in Cameroon, but cannot identify Defendant’s precise physical address.

11. Google’s subscriber records for Gmail Accounts A, B, and C, contain the IP addresses from which the accounts were created. Exs. B, C, & D. Using a publicly available website, I verified that these IP addresses resolve to the city of Douala, Cameroon. A true and correct copy of geographic location reports for these IP addresses are attached as **Exhibit 5**.

² This account was last used in December 2021, even though it was last logged into several months prior. Ex. 2 at 1-3.

12. Google offers a service called Google Pay, which allows payments via mobile devices. To use Google Pay, a user must sign up with a Google account and provide an address. Defendant used Gmail Account B to create a Google Pay account and provided the following two names and addresses in Cameroon:

Pint Aunthenticator
pk 8 douala
Douala Littoral
CM

Nche Noel Ntse
Rond poulain Makepe
Douala Littoral
CM

A true and correct copy of this Google Pay record is attached as **Exhibit 6**.

13. As explained above, two of Defendants' Gmail accounts—Gmail Account B and Gmail Account C—are associated with the same Cameroonian phone number. Gmail Account A is associated with another Cameroonian phone number, +237-650072198. Ex. 2 at 1.

14. All of the above information suggests that Defendant is located in Douala, Cameroon.

15. Despite its diligent efforts, Google could not identify Defendant's precise physical address. The two addresses Defendant provided to set up a Google Pay both refer to large areas in the city of Douala, Cameroon, not an actual street address or building. The first address, "pk 8 douala," refers to a neighborhood in the city of Douala. The second address, "Rond poulain Makepe," is an area of Douala known as "Makepe roundabout." Evidence from Google Maps indicates that both areas include many homes and businesses. A true and correct copy of a map of "pk 8" is attached as **Exhibit 7**. A true and correct copy of "Makepe roundabout" is attached as **Exhibit 8**.

16. Google has conducted a diligent investigation in an attempt to determine Defendant's precise physical address. For example, Google extensively searched its internal records that are linked to Defendant, including phone numbers, email addresses, and IP addresses used by Defendant to create accounts. Google has also devoted significant time and resources to

1 investigating open-source materials that might lead to information about Defendant's location.
2 Despite these efforts, Google has not been able to identify a precise physical location or address
3 for Defendant.
4

5 I declare under penalty of perjury that the foregoing is true and correct. Executed in
6 Berkeley, California on April 15, 2022.
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10 By: /s/ Joseph D. Mornin
Joseph D. Mornin
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